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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

(SAN FRANCISCO DIVISION)

In re: Bextra and Celebrex Marketing Sales
Practices and Product Liability Litigation

MDL No. 1699

District Judge: Charles R. Breyer
Magistrate:

FRANKLIN WOLFE, individually,
Plaintiff,

v.

PFIZER, INC., PHARMACIA CORP., and
G.D. SEARLE & CO.,
Defendants.

Case No.: 07-cv-0057-CRB

NOTICE OF DISMISSAL

STIPULATION AND PROPOSED ORDER OF DISMISSAL WITHOUT PREJUDICE

Comes now the Plaintiff and Defendants, by and through their undersigned attorneys,
pursuant to Federal Rule of Civil Procedure, Rule 41(a), and hereby stipulate to the dismissal of
this action without prejudice with each side bearing its own attorneys' fees and costs.

Should Plaintiff or a representative of Plaintiff attempt to re-file claim against Defendants,
they shall do so only by re-filing in the United States District Court, Northern District of
California, MDL 1699 In re Bextra and Celebrex Marketing and Sales Practices and Product
Liability Litigation.

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1 Dated: April 25, 2008

Respectfully submitted.

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3 By: 

By: 

4 Stuart M. Gordon, Esq.
5 CA Bar No.: 37477
6 Gordon & Reese
7 275 Battery Street, Ste. 2000
8 San Francisco, CA 94111
Telephone: (415) 986-5900
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9 Attorney for the Defendants

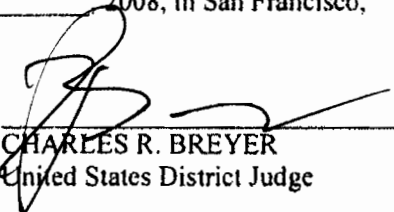
Attorneys for Plaintiff

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13 **ORDER OF DISMISSAL WITHOUT PREJUDICE**

14 THIS MATTER having come before this Court on the Parties Stipulation of Dismissal,
15 pursuant to Federal Rule of Civil Procedure 41(a), it is hereby ORDERED AND ADJUDGED:

16 This matter is dismissed without prejudice with each side bearing its own attorneys' fees
and costs.

17 DONE AND ORDERED this 8th day of May, 2008, in San Francisco,
18 California.

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20 
21 CHARLES R. BREYER
United States District Judge

22 Conformed copies to:
23 B. Kristian W. Rasmussen, Esquire
24 Stuart M. Gordon, Esquire
25
26
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